

10/19/2001 09:28:19 AM

Page 1

2001 DRAFTING REQUEST**Bill**Received: **10/17/2001**Received By: **mlief**Wanted: **As time permits**

Identical to LRB:

For: **Mark Meyer (608) 266-5490**

By/Representing:

This file may be shown to any legislator: **NO**Drafter: **mlief**

May Contact:

Addl. Drafters:

Subject: **Higher Education - UW System**Extra Copies: **PG**Submit via email: **YES**Requester's email: **Sen.Meyer@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Increasing the appropriation for the state hygiene laboratory

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mlief 10/17/2001	chanaman 10/18/2001		_____			State
/1			kfollet 10/18/2001	_____	lrb_docadmin 10/18/2001	lrb_docadmin 10/19/2001	
				_____	lrb_docadmin 10/19/2001	lrb_docadmin 10/19/2001	

Vers. Drafted Reviewed Typed Proofed Submitted Jackcted Required

FE Sent For:

L At intro.

<END>

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/1			kfollet 10/18/2001		lrb_docadmin 10/18/2001 lrb_docadmin 10/19/2001		

Re-submitted
 → They could not find their 1st electronic copy

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/?	mlief 10/17/2001	chanaman 10/18/2001					State
/1			kfollet 10/18/2001		lrb_docadmin 10/18/2001		

10/18/2001 12:54:07 PM

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FE Sent For:

<END>

10/17/2001 10:48:15 AM

Page 1

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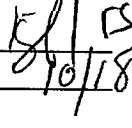
Topic:

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Instructions:

See Attached

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1?	mlief	 10-17-1	 10/18	 10/18			

FE Sent For:

<END>

10/16 Ryan - Sen Meyer 6-5490

#250,000 - inc appropriation for ~~week~~ ²⁰⁰⁰⁰⁰³
20-285(1)(fd) 2001-02

2001

Date (time)
needed

LRB - 405711

BILL

TODAY

MSL: 55 : 0

D-NOTE

cmh

Use the appropriate components and routines developed for bills.

AN ACT... [generate catalog] to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to: . . . increasing the amount appropriated to the state hygiene laboratory . . .

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

¶ This bill increases the amount appropriated to the state hygiene laboratory by \$ 250,000 for the 2001-02 fiscal year.

¶ FE-STATE

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

2001

Nonstat File Sequence:

DDD

LRB 4057 / 1

mjl : :

\$\$\$ CHANGE

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → \$change

For the budget action phrase, execute: create → action: → *NS: → 92XX

For the text, execute: create → text: → *NS: → \$change

2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9200 department code.

SECTION # [92]. Appropriation changes,....

(#) ()

..... In the schedule under section 20.005 (3) of the statutes for the appropriation to the board of regents of the University of Wisconsin System

under section 20.005 (1) (f) of the statutes, as affected by the acts of 2001, the dollar amount is increased by \$ 250,000 for fiscal year 2001-02 and the dollar amount is increased by \$ for fiscal year 2002-03 to increase funding

for the purpose for which the appropriation is made to increase funding for

* Use the 2nd alternative if the purpose of the increase or decrease is more limited than the purpose or purposes of the appropriation as currently shown in the text of ch. 20, stats.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

4057/1dn
LRB-3990/2dn
MGC:wj&kmag:jf

MJL cmh

October 16, 2001 *new date*

285(1)(fd)

1. This redraft incorporates redraft instructions given to me by Joe Polasek.

2. The Legislative Fiscal Bureau has issued a general fund condition statement which concludes that there are insufficient moneys in the general fund to maintain the required general fund balance at the end of this fiscal biennium. The increase to the appropriation under s. 20.003 (7) (fa) in this draft affects general purpose revenue and could possibly result in a violation of s. 20.003 (4), stats.

es You may wish to include a nonstatutory provision in this bill which states that s. 20.003 (4), stats. *keep* *JS* *612* ~~and the related provision found in 2001 Wisconsin Act 16, section 9101 (25i)~~ do not apply to the action of the legislature in enacting this bill. Please note that s. 20.003 (4), stats., ~~and 2001 Wisconsin Act 16, section 9101 (25i)~~ are not legally enforceable, but rather constitute a rule of procedure under article IV, section 8, of the Wisconsin Constitution. The Wisconsin supreme court has held that the remedy for failing to comply with rules of procedures lies exclusively within the legislative branch. See *State ex rel. La Follette v. Stitt*, 114 Wis. 2d 358, 363-369 (1983). In other words, while rules of procedure may govern internal legislative procedure, courts will not enforce procedural rules, and the rules do not affect the validity of any enactment resulting from a procedure that may be viewed as contravening them. Therefore, including a nonstatutory provision in this bill would *only* be for the purpose of internal legislative operations, not for the purpose of ensuring the legality of the bill. *✓*

MJL

~~Mary Gibson-Glass~~
~~Senior Legislative Attorney~~
Phone: (608) 267-3215

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4057/1dn
MJL:cmh:kjf

October 18, 2001

The Legislative Fiscal Bureau has issued a general fund condition statement which concludes that there are insufficient moneys in the general fund to maintain the required general fund balance at the end of this fiscal biennium. The increase to the appropriation under s. 20.285 (1) (fd) in this draft affects general purpose revenue and could possibly result in a violation of s. 20.003 (4), stats.

You may wish to include a nonstatutory provision in this bill which states that s. 20.003 (4), stats., does not apply to the action of the legislature in enacting this bill. Please note that s. 20.003 (4), stats., is not legally enforceable, but rather constitutes a rule of procedure under article IV, section 8, of the Wisconsin Constitution. The Wisconsin supreme court has held that the remedy for failing to comply with rules of procedures lies exclusively within the legislative branch. See *State ex rel. La Follette v. Stitt*, 114 Wis. 2d 358, 363-369 (1983). In other words, while rules of procedure may govern internal legislative procedure, courts will not enforce procedural rules, and the rules do not affect the validity of any enactment resulting from a procedure that may be viewed as contravening them. Therefore, including a nonstatutory provision in this bill would be only for the purpose of internal legislative operations, not for the purpose of ensuring the legality of the bill.

Madelon J. Lief
Legislative Attorney
Phone: (608) 267-7380

Barman, Mike

From: System Administrator
To: Sen.Meyer
Sent: Thursday, October 18, 2001 12:55 PM
Subject: Delivered: Draft review: LRB-4057/1 Topic: Increasing the appropriation for the state hygiene laboratory

Your message

To: Sen.Meyer
Subject: Draft review: LRB-4057/1 Topic: Increasing the appropriation for the state hygiene laboratory
Sent: 10/18/2001 12:55 PM

was delivered to the following recipient(s):

Sen.Meyer on 10/18/2001 12:55 PM

Basford, Sarah

From: Brooks, Bryan
Sent: Friday, October 19, 2001 9:16 AM
To: LRB.Legal
Subject: Draft review: LRB-4057/1 Topic: Increasing the appropriation for the state hygiene laboratory

It has been requested by <Brooks, Bryan> that the following draft be jacketed for the SENATE:

Draft review: LRB-4057/1 Topic: Increasing the appropriation for the state hygiene laboratory